

ENTERED

February 25, 2025

Nathan Ochsner, Clerk

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

OLIVIA ESPINOZA,

§

Plaintiff,

§

VS.

§

CIVIL ACTION NO. 4:23-cv-4718

ALLSTATE VEHICLE AND PROPERTY
INSURANCE COMPANY,

§

Defendant.

§

ORDER

Pending before this Court is Allstate Vehicle and Property Insurance Company’s (“Defendant”) Motion to Dismiss for Want of Prosecution. (Doc. No. 12). In it, Defendant contends that it propounded various discovery requests, to which Olivia Espinoza (“Plaintiff”) did not respond. (*Id.* at 1). It also attempted to reach out to Plaintiff “multiple times” to get her to participate in the discovery process but was unsuccessful. (*Id.*). As such, Defendant urges the Court to dismiss the case because “it is obvious that Plaintiff no longer wishes to prosecute Plaintiff’s claims.” (*Id.*). As with the discovery requests, Plaintiff did not respond to the motion.

On January 24, 2025, this Court issued a Show Cause Order, ordering Plaintiff to show cause, within 30 days of that Order, “why this case should not be dismissed for want of prosecution.” (Doc. No. 13). The Order warned Plaintiff that “[i]f she fails to do so, the Court will grant Defendant’s Motion without further notice.” (*Id.*). The docket shows that the Order was delivered to Plaintiff on February 7, 2025, but Plaintiff failed to respond to the Order in the allotted time. As such, the **GRANTS** Defendant’s Motion to Dismiss for Want of Prosecution. (Doc. No. 12). The case is **DISMISSED**.

It is so ordered.

Signed on this 25 day of February 2025.



Andrew S. Hanen
United States District Judge